

HONORABLE BENJAMIN H. SETTLE

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

HP TUNERS, LLC, a Nevada limited liability  
company, ) CASE NO. 3:17-cv-05760-BHS  
)  
Plaintiff, ) **STIPULATED MOTION FOR**  
) **EXTENSION OF TIME TO FILE**  
vs. ) **SUPPLEMENTAL BRIEFING AND**  
) **TO RE-NOTE MOTIONS TO SEAL**  
) **(DKT. 191 AND DKT. 195)**  
KEVIN SYKES-BONNETT and SYKED )  
ECU TUNING INCORPORATED,) **NOTING DATE: OCTOBER 24, 2019**  
Washington corporation, and JOHN )  
MARTINSON, )  
  
Defendants.

Pursuant to LCR 7(d)(1) and LCR 10(g), Plaintiff HP Tuners, LLC (“Plaintiff”) and Defendants Kevin Sykes-Bonnett, Syked ECU Tuning, Inc. and John Martinson (collectively, “Defendants”), by and through their respective counsel, jointly respectfully for an extension of the supplemental briefing schedule on Plaintiff’s Motion to Seal (Dkt. 191) and Defendants’ Motion to Seal (Dkt. 195) as ordered by the Court in connection with the Court’s Order dated October 17, 2019 (Dkt. 229), and for the motions (Dkt. 191 and Dkt. 195) to be re-noted for consideration on November 15, 2019. In support of this motion, the parties state as follows:

1. On October 17, 2019, in its Order, the Court permitted the parties to submit supplemental briefing in connection with Plaintiff’s Motion to Seal (Dkt. 191) and Defendants’ Motion to Seal (Dkt. 195) and re-noted the motions for consideration on November 8, 2019.

1           2.       At the time of the entry of the October 17, 2019 (Dkt. 229) order and through  
2       October 18, 2019, lead counsel for Plaintiff, Andrew P. Bleiman, was attending the American  
3       Bar Association Forum of Franchising Annual Conference in Denver, CO.

4           3.       On October 20, 2019, lead counsel for Plaintiff, Andrew P. Bleiman, traveled to  
5       Waco, Texas to participate in the bench trial of Case 6:18-cv-00038-ADA-JCM styled as  
6       *Protradenet, LLC v. Predictive Profiles, Inc.* Lead counsel for Plaintiff was engaged in the  
7       Bench Trial of that action on October 21, 2019 and October 22, 2019.

8           4.       Currently, Plaintiff's supplemental briefing in connection with Dkt. 191 and Dkt.  
9       195 is due on October 25, 2019.

10          5.       Notwithstanding the conference, trial and associated travel with the conference  
11       and trial, Plaintiff's counsel has been working diligently to complete the supplemental briefing in  
12       order to file it on October 25, 2019.

13          6.       Despite Plaintiff's counsel's best efforts, Plaintiff's counsel does not believe that  
14       the supplemental briefing will be able to be completed to be filed on October 25, 2019 and  
15       Plaintiff hereby requests a short extension of time until November 1, 2019 to submit its  
16       supplemental briefing for Dkt. 191 and Dkt. 195.

17          7.       Plaintiff also requests that the deadline for Defendants' response be extended until  
18       November 8, 2019 and that the motions be re-noted for consideration on November 15, 2019.

19          8.       The request for an extension of time is not being made for improper purposes or  
20       for purposes of delay. Instead, good cause exists for the extension based on Plaintiff's counsel's  
21       other engagements and the short extension of time will not cause prejudice to any party.

22          9.       Defendants stipulate to this request and have no objection to the short extensions  
23       of time requested herein.  
24  
25

1 WHEREFORE, the parties request that Plaintiff's supplemental briefing on Dkt. 191 and  
2 Dkt. 195 shall be due on November 1, 2019, that Defendants' supplemental response briefing  
3 shall be filed on November 8, 2019 and that the motions (Dkt. 191 and Dkt. 195) be re-noted for  
4 consideration on November 15, 2019.

5 Dated this 24<sup>th</sup> day of October, 2019.

6 IT IS SO ORDERED.

7  
8  
9 \_\_\_\_\_  
Honorable Judge Benjamin H. Settle

10 Respectfully submitted,

11 Attorneys for HP Tuners, LLC

12 s/ Andrew P. Bleiman

13 Andrew P. Bleiman (admitted *pro hac vice*)

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**CERTIFICATE OF SERVICE**

I hereby certify that on October 24, 2019, I caused the foregoing to be electronically with the Clerk of Court using the **CM/ECF system** which will electronically send Notice to all Counsel of Record.

MARKS & KLEIN

s/ Andrew P. Bleiman  
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